

**OFFICIAL FILE**  
**ILLINOIS COMMERCE COMMISSION**  
**STATE OF ILLINOIS**  
**ILLINOIS COMMERCE COMMISSION**

**ORIGINAL**

ILLINOIS  
COMMERCE COMMISSION

2006 FEB 27 P 1:01

**Florine Matthews**

**-vs-**

**The Peoples Gas Light  
and Coke Company**

Complaint as to billing  
in Chicago, Illinois

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**03-0332**

CHIEF CLERK'S OFFICE

**MOTION TO STRIKE**

Now comes the Respondent, THE PEOPLES GAS LIGHT AND COKE COMPANY, by and through its attorney, MARK L. GOLDSTEIN, and moves the Administrative Law Judge ("ALJ") and the Illinois Commerce Commission ("Commission") to Strike the Reply to Respondent's Reply to Objection to Motion to Dismiss filed by the Complainant, FLORINE MATTHEWS.

1. On December 27, 2005 Respondent filed a Motion to Dismiss the complaint filed by FLORINE MATTHEWS on the basis that the complaint was settled with Complainant's account credited appropriately, and Complainant took no further action to prosecute her complaint nor requested to extend the time for the Commission to act on her complaint beyond the one-year deadline.

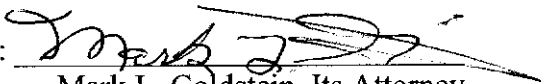
2. On December 30, 2005 the Chief Clerk of the Commission sent written Notice of the following schedule set by the ALJ with regard to Respondent's Motion to Dismiss: Complainant shall file any response on or before January 24, 2006, and the Respondent shall file any reply to Complainant's response on or before February 7, 2006.

3. On January 17, 2006, Complainant filed its Objection to Respondent's Motion to Dismiss.

4. On January 26, 2006, Respondent filed its Reply to Objection to Motion to Dismiss.
5. On February 8, 2006 Complainant filed a Reply to Objection to Motion to Dismiss and Supplemental Affidavit without leave of the ALJ, contrary to the schedule set by the ALJ regarding Respondent's Motion to Dismiss and contrary to 83 Ill. Adm. Code 200.190(e).

WHEREFORE, Respondent respectfully prays that the Reply to Respondent's Reply to Objection to Motion to Dismiss filed by Complainant on February 8, 2006 be stricken.

Respectfully submitted,

By:   
Mark L. Goldstein, Its Attorney

MARK L. GOLDSTEIN  
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Attorney for Respondent  
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STATE OF ILLINOIS

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-vs-

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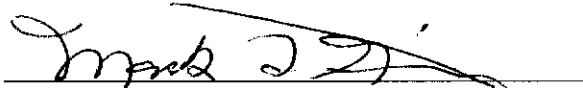
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03-0332

NOTICE OF FILING

TO: Parties on Certificate of Service

PLEASE TAKE NOTICE that on February 23, 2006, I filed with the Chief Clerk of the Illinois Commerce Commission the Respondent's MOTION TO STRIKE, attached hereto, copies of which are hereby served upon you.



Mark L. Goldstein, Attorney for Respondent  
108 Wilmot Road, Suite 330  
Deerfield, IL 60015  
Phone: (847) 580-5480

**CERTIFICATE OF SERVICE**

I hereby certify that on February 23, 2006, I served a copy of the attached Respondent's MOTION TO DISMISS, via U.S. Mail, first class postage prepaid, addressed to each of the parties below:

Ms. Elizabeth A. Rolando  
Chief Clerk  
Illinois Commerce Commission  
527 East Capitol Avenue  
Springfield, IL 62701

Ms. Florine Matthews  
4207 Live Oak Street, Apt. 3310  
Dallas, TX 75204-6723

Mr. David Gilbert  
Administrative Law Judge  
Illinois Commerce Commission  
160 N. LaSalle St., Ste. C-800  
Chicago, IL 60601

  
Mark L. Goldstein